

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		09026353	
	Filing Date		1998-02-19	
	First Named Inventor	ARGENTA, ET AL.		
	Art Unit	3735		
	Examiner Name	LACYK, J.		
Attorney Docket Number		0101-P00636US3		

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Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T5
	1	ALEXANDER, J.W., et al., "Clinical evaluation of epigard, a new synthetic substitute for homograft and heterograft skin," J. of Trauma, 13:374-383, (1973)	<input type="checkbox"/>
	2	Anon., "Standard Test Methods for Water Vapor Transmission of Materials," ASTM, Designation: E 96/E 96M - 05, Published June 2005, 11 sheets, (Exhibit D-184)	<input type="checkbox"/>
	3	BERTONE, A.L., et al., "Management of Exuberant Granulation Tissue," Veterinary Clinic of North America - Equine Practice, vol. 3, pp 551-562, (1989).	<input type="checkbox"/>
	4	BYERS, R.M., "Clinical effects of closed suction drainage on wound healing in patients with head and neck cancer," Arch. Otolaryngol., vol. 108:723-6, (November 1982).	<input type="checkbox"/>
	5	CESANY, P., "Suction in the Treatment of Torpid Ulcerations," Rozhledy v chirurgii, 48-9, MINC022894-MINC022898, cover sheet and pages 406-409 English abstract on page 409 (October 31, 1969).	<input type="checkbox"/>
	6	CHINN, S.D., "Closed wound suction drainage," J. Foot Surg., vol. 24. 76-81, (Jan-Feb 1985).	<input type="checkbox"/>
	7	DAVYDOV, Y., et al., "Bacteriological and Cytological Assessment of Vacuum Therapy of Purulent Wounds," Vestn. Khir., cover sheet and pages 48-52, in Russian, English abstract provided on page 52, (1988), (Exhibit D-172)	<input type="checkbox"/>
	8	DAVYDOV, Y., et al., "Vacuum Therapy in the Treatment of Purulent Lactation Mastitis," Vestn. Khir. Cover sheet and pages 66-70, in Russian, English abstract provided on page 70, (1986), (Exhibit D-173).	<input type="checkbox"/>
	9	DAVYDOV, Y.A., et al., "Vacuum Therapy in Treatment of Acute Purulent Diseases of Soft Tissues and Purulent Wounds," Vestnik Khirurgii (Surgeon's Herald), Medicine Publishers 1986, 5 sheets, (Exhibit P-528)	<input type="checkbox"/>
	10	Email dated January 14, 2002 with attachments, including "Report of Meeting with DG Consulting" dated January 10, 2002, 5 sheets, (Exhibit D-157).	<input type="checkbox"/>

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11	EVERETTE, W.G., "Treatment of purulent wounds and fistulae with an adhesive wound irrigation device," Annals of the Royal College of Surgeons, vol. 64: 4 pages, (1981).	<input type="checkbox"/>
12	FOX, R., "A rapid screen for drug abuse," The Pharmaceutical Journal, 789, (1988)	<input type="checkbox"/>
13	HARTZ, R.R., et al., "Healing of the Perineal Wound," Arch. Surg., vol. 115, 471-474, (1980), (Exhibit D-395).	<input type="checkbox"/>
14	Letter dated January 25, 2002 from Charles C. Valauskas to Mr. Richard Weston Regarding "Argenta "Wound Treatment" Patent Evaluation, 15 pages, (Exhibit D-388).	<input type="checkbox"/>
15	Letter to European Patent Office regarding Observations by a third party pursuant to Art. 115 EPC, 3 sheets, dated March 6, 2006.	<input type="checkbox"/>
16	Letter to Mr. Urs Tanner from Michael Baniak dated August 23, 2004 re: Updated Opinion of Non-infringement and Invalidity of Zamierowski U.S. Patent 4,969,880 (Exhibit D-140).	<input type="checkbox"/>
17	MIZUNO, K., "Suctioning Sponge," Arch. Ophthalmol., vol. 101:294, (Feb. 1983)	<input type="checkbox"/>
18	Morykwas, Laboratory Notebook pages and charts, 38 pages (Exhibit D-46) dated prior to March 1993	<input type="checkbox"/>
19	Morykwas, Laboratory notebook pages and charts, 16 sheets, (Exhibit D-286) dated prior to March 1993	<input type="checkbox"/>
20	Morykwas, Laboratory notebook pages and charts, 17 sheets, (Exhibit D-233) dated prior to November 1991	<input type="checkbox"/>
21	Morykwas, Laboratory notebook pages of charts, August 29 and December 19, 3 sheets, (Exhibit P-664) dated prior to November 1991	<input type="checkbox"/>

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22	NIKILOV, A., "Method of treatment of postphlebotic and varicose trophic ulcers on the lower extremities by vacuum [Vacuum treatment method in postphlebotic and varicose trophic ulcers of the lower extremities]," Khirurgia, pages 368-374, (1981)	<input type="checkbox"/>
23	O'LEARY, P., ed., et al., "Techniques for Surgeons," John Wiley & Sons, 2 cover sheets and pages 417-418, article by Barbara Ann Montgomery, "142. Easy Dressing of Large, Draining Abdominal Wounds Using Moisture Vapor-Permeable Film," (1985)	<input type="checkbox"/>
24	Opposition EP to 0620720, Communication of Opponent Hartman (Brief in Reply to Patentee's Brief 10/15/99) dated March 8, 2000.	<input type="checkbox"/>
25	Opposition EP to 0620720, Communication of Opponent Hartman (Opening Brief) dated December 16, 1998).	<input type="checkbox"/>
26	Opposition EP to 0620720, Communication of Opponent Hartman dated July 19, 2004.	<input type="checkbox"/>
27	Opposition EP to 0620720, Communication of Opponent Hartman dated September 20, 2004 with Eng. Translation.	<input type="checkbox"/>
28	Opposition EP to 0620720, Communication of Opponent Mondomed dated December 17, 1998.	<input type="checkbox"/>
29	Opposition EP to 0620720, Communication of Patentee (Response Brief) dated October 15, 1999.	<input type="checkbox"/>
30	Opposition EP to 0620720, Opponents Grounds of Appeal, dated September 29, 2004, with English translation.	<input type="checkbox"/>
31	Opposition EP to 0620720, Preliminary Opinion of Opposition Division dated August 11, 2003 (5 pages), Summons to Oral Proceedings Pursuant to Rule 71(1) EPC Dated August 12, 2003, (6 pages).	<input type="checkbox"/>
32	Photographs of wound coverings, 16 sheets, (Exhibit D-240)	<input type="checkbox"/>

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33	Slides and photographs, 19 sheets, (Exhibit D-152)	<input type="checkbox"/>
34	Slides, drawings, photographs and presentation slides, 20 sheets, (Exhibit D-151)	<input type="checkbox"/>
35	SMITH, S.R., "Surgical drainage," Br. J. Hosp. Med., pages 308-315, (June 1985).	<input type="checkbox"/>
36	SVEDMAN, "A dressing system providing fluid supply and suction drainage used for continuous or intermittent irrigation," Ann. Plast. Surg., vol. 17, 9 pages, (August 1986).	<input type="checkbox"/>
37	SVEDMAN, "Irrigation treatment in split thickness skin grafting of intractable leg ulcers," Scand. J. Plast. Reconstr. Surg., vol. 19 211-213, (1985).	<input type="checkbox"/>
38	SVEDMAN, "A dressing system allowing continuous treatment of a biosurface," IRCS Medical Science: Biomedical Technology, Clinical Medicine, Surgery and Transplantation, 7:221 (1979), with annotations.	<input type="checkbox"/>
39	VILJANTO, J., "Eine neue Methode zur Behandlung offener Wundflächen," Annales Chirurgiae et Gynaecologiae Fenniae, 60:94-100, (1972).	<input type="checkbox"/>
40	YUSUPOV, Yu. N., et al., 5 sheets of English translation of "Active Drainage of Wounds", Vestnik khirurgii imeni I.I. Grekova 1987, 138(4), 42-46 (1987), also attached are 3 pages of English translation by BlueSky publishing entitled "Active Wound Drainage" by Usupov and Yupifanov, Vestnik Khirurgii, April 42-45 (1987).	<input type="checkbox"/>
41	Morykwas, Laboratory Notebook pages and charts, (D-46) dated prior to November 1991	<input type="checkbox"/>
42	Morykwas, Laboratory Notebook pages and charts, (D-286) dated prior to November 1991	<input type="checkbox"/>

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EXAMINER SIGNATURE

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

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☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

- ☐ See attached certification statement.
- ☐ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.
- ☒ None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/Niels Haun/	Date (YYYY-MM-DD)	2006-11-16
Name/Print	Niels Haun	Registration Number	48,488

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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